



#3

**APPLICATION FOR UNITED STATES PATENT  
DECLARATION \* POWER OF ATTORNEY \* PETITION**

AS A BELOW-NAMED INVENTOR, I/WE hereby declare that:

MY/OUR RESIDENCE, citizenship, and post office address are as stated below, next to my/our name.

I/WE BELIEVE I am/we are the original, first and joint inventor(s), of the subject matter which is claimed and for which a patent is sought on the invention entitled:

**COMPOSITION FOR RECTAL DELIVERY OF AN OXAZOLIDINONE  
ANTIBACTERIAL DRUG**

the specification of which, with any Preliminary Amendment, was filed as **United States Application Serial No. 10/072,493 on February 5, 2002.**

I/WE HEREBY STATE that I/we have reviewed and understand the contents of the above-identified specifications including the claims, as amended by any Amendment(s) referred to above.

COPY OF PAPERS  
ORIGINALLY FILED

I/WE ACKNOWLEDGE the Duty to Disclose to the Patent and Trademark Office all information known to me/us to be material to patentability of the subject matter claimed in this application, as "materiality" is defined in Title 37, Code of Federal Regulations, § 1.56.

I/We hereby claim priority benefits under Title 35, United States Code, § 119 of any foreign application(s) for patent, United States provisional application(s), or inventor's certificate listed below and have also identified below any foreign application for patent, United States provisional application, or inventor's certificate having a filing date before that of the application on which priority is claimed:

Priority Claimed

<b>60/266,528</b>	<b>US</b>	<b>February 5, 2001</b>	<b>Yes</b>
<b>60/285,260</b>	<b>US</b>	<b>April 20, 2001</b>	<b>Yes</b>
(Serial No.)	(Country)	(Date Filed)	(Yes/No)

I/We hereby claim the benefit under Title 35, United States Code, § 120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, § 112, I/we acknowledge the duty to disclose all information known to me/us to be material to patentability of the subject matter claimed in this application, as "materiality" is defined in title 37, Code of Federal Regulations, § 1.56, which becomes available between the filing date of the prior application and the national or PCT international filing date of this application:

**None**

I/We hereby appoint the following as my/our attorney(s) and/or agent(s) of record with full power of substitution and revocation to prosecute this Application and to transact all business in the Patent and Trademark Office connected therewith.

<b>Christopher S. Bauer</b>	<b>Reg. No. 42,305</b>
<b>Dennis A. Bennett</b>	<b>Reg. No. 34,547</b>
<b>James D. Darnley, Jr.</b>	<b>Reg. No. 33,673</b>
<b>James C. Forbes</b>	<b>Reg. No. 39,457</b>
<b>Kalim S. Fuzail</b>	<b>Reg. No. 45,805</b>
<b>J. Timothy Keane</b>	<b>Reg. No. 27,808</b>
<b>Robert M. Kennedy</b>	<b>Reg. No. 28,026</b>
<b>Karen B. King</b>	<b>Reg. No. 41,898</b>
<b>Verne A. Luckow</b>	<b>Reg. No. 45,950</b>
<b>Scott J. Meyer</b>	<b>Reg. No. 25,275</b>
<b>Richard A. Mueller</b>	<b>Reg. No. 41,094</b>
<b>Philip B. Polster</b>	<b>Reg. No. 43,864</b>
<b>Rachel A. Polster</b>	<b>Reg. No. 47,004</b>
<b>Joseph R. Schuh</b>	<b>Reg. No. 48,180</b>
<b>James M. Warner</b>	<b>Reg. No. 45,199</b>
<b>Scott A. Williams</b>	<b>Reg. No. 39,876</b>

I/We hereby direct that all correspondence be addressed to:

**Pharmacia Corporation**  
**Corporate Patent Department**  
**800 N. Lindbergh Boulevard**  
**O4E**  
**St. Louis, MO 63167**

I/WE HEREBY DECLARE THAT ALL STATEMENTS MADE OF MY/OUR OWN KNOWLEDGE ARE TRUE AND THAT ALL STATEMENTS MADE ON INFORMATION AND BELIEF ARE BELIEVED TO BE TRUE; AND FURTHER THAT THESE STATEMENTS WERE MADE WITH THE KNOWLEDGE THAT WILLFUL FALSE STATEMENTS AND THE LIKE SO MADE ARE PUNISHABLE BY FINE OR IMPRISONMENT, OR BOTH, UNDER SECTION 1001 OF TITLE 18 OF THE UNITED STATES CODE AND THAT SUCH WILLFUL FALSE STATEMENTS MAY JEOPARDIZE THE VALIDITY OF THE APPLICATION OR ANY PATENT ISSUED THEREON.

WHEREFORE, I/WE PRAY that Letters Patent be granted to me/us solely or jointly with the additional inventor(s) named below for the invention described and claimed in the above-identified specification and claims, and I/we hereby subscribe my/our name to the above-identified specification and claims, Declaration, Power of Attorney and this Petition.

Inventor's Full Name:	Lorraine E. Pena	
Inventor's Signature:	<i>Lorraine E. Pena</i>	Date: <i>June 17, 2002</i>
Country of Citizenship:	US	
Residence Address:	4424 Timberlane Dr., Kalamazoo, Michigan 49008	
Post Office Address:	(if different from above)	

Inventor's Full Name:	Vincent E. McCurdy	
Inventor's Signature:	<i>Vincent E. McCurdy</i>	Date: <i>6-20-02</i>
Country of Citizenship:	US	
Residence Address:	9530 Oakland Dr., Portage, Michigan 49002	
Post Office Address:	(if different from above)	

Inventor's Full Name:	Carol S. Clark	
Inventor's Signature:	<i>Carol S. Clark</i>	Date: <i>June 18, 2002</i>
Country of Citizenship:	US	
Residence Address:	50960 Stone Hill Ct., Granger, Indiana 46530	
Post Office Address:	(if different from above)	